

Message Text

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41

ACTION L-03

INFO OCT-01 ARA-10 ISO-00 SCA-01 SSO-00 (ISO) W

----- 046316

O R 152007Z DEC 75

FM AMEMBASSY PORT OF SPAIN

TO SECSTATE WASHDC IMMEDIATE 8589

INFO AMEMBASFT BRIDGETOWN

AMCONSUL CURACAO

AMEMBASSY KINGYTON

UNCLAS SECTION 1 OF 2 PORT OF SPAIN 3012

DEPT FOR L/M - WHILDEN

E. O. 11652: N/A

TAGS: CGEN, XL, TD

SUBJECT: CHURCH OF SCIENTOLOGY LITIGATION

REF: A) STATE 287058; B) POS 2109

1 TEXTS OF AFFIDAVITS IN PARAGRAPH TWO AND THREE SENT
REGISTERED AIRMAIL TO JAMES R. DOOLEY
ASSISTANT IMFQM
ATTORNEY, 1121 U.S. COURTHOUSE, 312 NORTH STREET, LOS
ANGELES, CALIFORNIA 90012 TODAY.

2. TEXT OFFIRST AFFIDAVIT FOLLOWS (LETTERED NUMBERING
OF PARAGRAPHS ABSENT IN ORIGINAL):

A. MY NAME IS ROBERT G. RICH, JR. AND I AM A FOREIGN
SERVICE OFFICER CURRENTLY ASSIGNED TO THE UNITED STATES
EMBASSY IN PORT OF SPAIN, TRINIDAD AND TOBAGO. I HAVE BEEN
ASSIGNED IN PORTOF SPAIN SINCE JANUARY 1974 AS COUNSELOR
OF EMBASSY AND DEPUTY CHIEF OF MISSION. SINCE MAY 23, 1975
I HAVE ALSO SERVED AS CHARGE D'AFFAIRES AD INTERIM OF THE
UNITED STATES OF AMERICA IN TRINIDAD AND TOBAGO.

B. THE S.S. APOLLO VISITED TRINIDAD FOR TWO EXTENDED VISITS
IN 1975, ONCE IN APRIL-MAY, AND

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AGAIN IN JULY-AUGUST. MY

FIRST CONTACT WITH THE APOLLO OCCURRED SHORTLY AFTER THE SHIP'S FIRST ARRIVAL IN APRIL, 1975, WHEN MR. JOHN D. DANILOVICH, WHOSE CALLING CARD DESCRIBED HIM AS REPRESENTATIVE OF OPERATION AND TRANSPORT CORPORATION LTD. (OTC), AND ANOTHER YOUNG MAN WHO WAS INTRODUCED AS THE PORT LIAISON OFFICER

FOR THE APOLLO CALLED AT MY OFFICE. THE PRINCIPAL PURPOSE OF THE VISIT PROVED TO BE THEIR PROTEST AGAINST THE DESCRIPTION OF APOLLO ACTIVITIES IN CURACAO EARLIER IN THE SPRING OF 1975 BY THE AMERICAN CONSUL IN CURACAO. FROM THE CONTEXT OF THEIR DISCUSSION IT WAS OBVIOUS TO ME THAT THEY HAD HAD ACCESS TO THE OFFICIAL COMMUNICATION FROM THE AMERICAN CONSULATE IN CURACAO TO WASHINGTON. THE OTC AND APOLLO OFFICIALS VAGUELY DESCRIBED 2C OPERATIONS IN PUBLICIST TERMS. IN TURN, I OFFERED, IN VIEW OF THE LARGE AMERICAN CITIZEN PARTICIPATION IN OTC, TO ASSIST IN PLACING THEM IN TOUCH WITH APPROPRIATE ORGANIZATIONS IN TRINIDAD AND TOBAGO IF THE COMPANY WAS INTERESTED IN SEEKING CONTRACTS LOCALLY SIMILAR TO THE TOURIST AND TRADE PROMOTIONAL BROCHURE CONTRACTS WHICH THEY INDICATED THAT OTC HAD SIGNED WHILE IN CURACAO. THIS OFFER WAS NOT TAKEN UP AND THE OTC REPRESENTATIVE STATED THAT THEY DID NOT WISH TO SOLICIT BUSINESS IN TRINIDAD SINCE THE COMPANY'S PRIMARY INTERESTS WERE IN NORTH AMERICA; THE CURACAO CONTRACTS HAD BEEN MERELY A SIDELIGHT RESULTING FROM THE SHIP'S EXTENDED SHIPYARD STAY THERE. I THEN NOTED THAT THE EMBASSY'S CONSULAR OFFICERS STOOD READY TO BE OF ASSISTANCE TO ANY AMERICAN CITIZENS REQUIRING SUCH ASSISTANCE DURING THE SHIP'S STAY AND I WISHED THE VISITORS A GOOD STAY IN TRINIDAD.

C. PRIOR TO THE ARRIVAL OF THE APOLLO, AN ADVANCE TEAM HAD APPARENTLY BEEN PRESENT IN PORT OF SPAIN AND HAD GENERATED CONSIDERABLE PUBLICITY REGARDING THE PERFORMING TROUPE ABROAD THE SHIP. THE APRIL-MAY VISIT OF THE SHIP THUS BEGAN RATHER FELICITOUSLY DUE TO THE HIGH-PRESSURE ENTERTAINMENT GAMBIT

USED BY THE YACHT AND THE FREE ENTERTAINERS PROVIDED TO THE VARIOUS PET CHARITY AFFAIRS OF HIGH LOCAL OFFICIALS. I WAS UNCLASSIFIED

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PERSONALLY PRESENT AT TWO SUCH OCCASIONS AS THE GUEST OF TRINIDADIAN DIGNITARIES. THE FIRST OCCASION WAS A CHARITY DINNER OF THE PORT OF SPAIN ROTARY CLUB AND THE SECOND WAS A DINNER AT THE GOVERNOR GENERAL'S OFFICIAL RESIDENCE. THE ENTERTAINMENT PROVIDED BY THE APOLLO WAS IDENTICAL IN BOTH INSTANCES AND CONSISTED OF SECOND-CLASS CABARET ACTS APPARENTLY FEATURING A FEW PROFESSIONAL TROUPERS BACKED UP BY SOME AMATEUR MUSICIANS. AT THE ROTARY DINNER OTC HANDOUTS WERE PROVIDED

TO ALL THE GUESTS. THE INFORMATION THEREIN INCLUDED A VAGUE STATEMENT OF OTC GOALS, AND NOTED THAT THE COMPANY WAS REGISTERED IN PANAMA. THERE WAS NO MENTION OF THE CHURCH OF

SCIENTOLOGY, NOR HAD THERE BEEN IN ANY OTHER INFORMATION OR STATEMENTS PROVIDED LOCALLY BY APOLLO SPOKESMEN. D. JETNE FOLFWING INFORMATION IS GLEANED (EXCEPT WHERE THERE IS SPECIFIC STATEMENT TO THE CONTRARY) FROM THE DAILY PRESS IN PORT OF SPAIN AND THE GENERAL CONVERSATIONAL GRAPEVINE IN THIS SMALL SOCIETY.

E. THE MOOD OF WELCOME TO THE APOLLO BEGAN TO SOUR SLIGHTLY AS LOCAL PERFORMERS BEGAN TO COMPLAIN THAT THEIR LIVELIHOOD WAS BEING THREATENED BY THE FOREIGNERS "FREE" ENTERTAINMENT. THIS MOOD OF DISILLUSIONMENT BEGAN TO INTENSIFY AS THE SOCIETY HERE BEGAN TO FEEL THAT THE APOLLO SPOKESMEN WERE BEING DITTYHVE IN RESPONSE TO QUERIES ABOUT THEIR LIVELIHOOD AND PURPOSES. THE MOST PROMINENT RUMOURS DURING THIS PERIOD WERE THAT THE APOLLO WAS A CIA SPY SHIP OR THAT PRESIDENT FORD HAD SENT FREE ENTERTAINERS HERE TO TAKE PUBLICITY AWAY FROM THE VISITING CHINESE CULTURKT TROUPE. THIS PHASE LARGELY ENDED MAY 31, ONE DAY BEFORE THE SHIP'S DEPARTURE.

WITH THE PUBLICATION IN A PROMINENT CRUSADING LOCAL WESFLY ("THE BOMB") OF AN ARTICLE ENTITLED "THE TRUTH ABOUT THE GOOD SHIP, APOLLO", WHICH LINKED THE APOLLO TO THE CHURCH OF SCIENTOLOGY. THE ARTICLE DREW ON BRITISH PRESS SOURCES AND CYRIL CASPER'S BOOK: "THE MIND BENDERS" FOR ITS SOURCES. THIS EMBASSY WAS NOT THE SOURCE OF ANY OF THE AFOREMENTIONED PRINTED BY "THE BOMB".

F. BQ THE TIME THE APOLLO RETURNED TO TRINIDAD IN JULY AND AUGUST, 1975, THE PUBLIC WAS SOMEWHAT MORE SUSPICIOUS, PROMINENT OFFICIALS WERE SOMEWHAT JADED BY THE APOLLO'S UNCLASSIFIED

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SECOND-RATE ENTERTAINERS TROUPE, AND MORE QUESTIONS WERE BEING ASKED BUT NO ANSWERS BEING PROVIDED BY APOLLO SPOKESMEN. "THE BOMB" NEWSPAPER BEGAN A VIRTUAL SERIES OF "EXPOSE" TYPE ARTICLES ABOUT THE APOLLO, NONE OF WHICH, HOWEVER, APPEAR TO HAVE DRAWN ON ANY FOREIGN GOVERNMENT'S INFORMATION. INCLUDED WAS AN INTERVIEW WITH A TRINIDADIAN FORMER ADHERENT TO SCIENTOLOGY WHO HAD LEFT THE CHURCH WITH VERY

NEGATIVE VIEWS.
RICH

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ACTION L-03

INFO OCT-01 ARA-10 ISO-00 SCA-01 SSO-00 /015 W
----- 058026

O R 152010Z DEC 75
FM AMEMBASSY PORT OF SPAIN
TO SECSTATE WASHDC IMMEDIATE 8590X
INFO AMEMBASSY BRIDGETOWN
AMCONSUL CURACAO
AMEMBASSY KINGSTON

UNCLAS SECTION 2 OF 2 PORT OF SPAIN 3012

DEPT FOR L/M - WHILDEN

E.O. 11652: N/A

TAGS: CGEN, XL, TD

SUBJECT: CHURCH OF SCIENTOLOGY LITIGATION

G. THE ATMOSPHERE WAS FURTHER MUDDIED BY WHAT SEEMED TO ME TO BE THE EXTREMELY UNWISE PLOY OF THE APOLLO TROUPE OF DOING A GALLUP POLL TYPE SURVEY OF PASSERSBY IN THE MAIN PORT OF SPAIN TOWN SQUARE. ALTHOUGH THE SUBJECT MATTER WAS APPARENTLY INNOCUOUS, TRINIDADIANs ARE NOT ACCUSTOMED TO HAVING FOREIGNERS TAKE SUCH PRIVILEGES IN THEIR MIDST AND THE PRESS ALLEGED "SPYING".

H. SUBSEQUENTLY, "THE BOMB" REPORTED THAT THE APOLLO HAD FILED A DAMAGE SUIT AGAINST THE NEWSPAPER FOR ITS MAY 31 ARTICLE ALLEGING THE LINK WITH THE CHURCH OF SCIENTOLOGY. IT IS THEREFORE OF INTEREST IN CONNECTION WITH THE CHURCH'S CURRENT SUIT AGAINST THE U.S. GOVERNMENT ON BEHALF OF THE APOLLO THAT OFFICIAL APOLLO SPOKESMEN CONSISTENTLY DENIED ANY CONNECTION BETWEEN THE APOLLO AND THE CHURCH OF SCIENTOLOGY WHILE THE YACHT WAS IN TRINIDAD AND ARE QUOTED IN THE PRESS AS STATING THAT SCIENTOLOGY FOUNDER HUBBARD (WHO WAS ACKNOWLEDGED TO BE ABOARD THE APOLLO) HAD GIVEN UP ALL CONNECTION WITH THE CHURCH.

I. AT NO TIME DURING EITHER OF THE TWO APOLLO VISITS THIS YEAR WAS THIS EMBASSY CONTACTED BY ANY OFFICIAL OF THE TRINIDAD AND TOBAGO GOVERNMENT CONCERNING THE SHIP OR ITS
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ACTIVITIES. PRESS AND PRIVATE QUERIES WERE INFORMAL AND CENTERED AROUND THE RUMOURS THAT THE SHIP WAS CONNECTED WITH THE CIA. I INSTRUCTED MY STAFF TO STATE WHEN ASKED THAT THE APOLLO AND OTC HAD NO CONNECTION WITH ANY AGENCY OF THE U.S. GOVERNMENT, TO ACKNOWLEDGE IF ASKED THAT WE UNDERSTOOD THERE WERE A NUMBER OF PRIVATE U.S. CITIZENS ABOARD, BUT TO VOLUNTEER NO COMMENTS OR OPINIONS. I AM CONFIDENT THESE INSTRUCTIONS WERE FOLLOWED. THE ONLY SPECIFIC REQUEST FOR A STATEMENT WHICH WE EVER RECEIVED WAS FROM THE WEEKLY CARIBBEAN REGIONAL NEWSPAPER "CARIBBEAN CONTACT", WHICH ON AUGUST 22 SOUGHT A DEFINITIVE STATEMENT REGARDING THE RUMORS OF CIA OR OTHER U.S. GOVERNMENT INVOLVEMENT. I THEREFORE AUTHORIZED THE FOLLOWING STATEMENT TO BE DELIVERED IN WRITING TO MR. NIZAM ALI OF "CARIBBEAN CONTACT" UNDER THE SIGNATURE OF MY ACTING PUBLIC AFFAIRS OFFICER MS. LEZETTA J. MOYER, ON AUGUST 22:

"IN RESPONSE TO YOUR TELEPHONED QUESTION TO ME TODAY, THE AMERICAN EMBASSY'S CHARGE D'AFFAIRES AD INTERIM, ROBERT G. RICH, JR., CATEGORICALLY STATES THAT THE SHIP APOLLO IS NOT AFFILIATED WITH OR SPONSORED BY ANY AGENCY OF THE UNITED STATES GOVERNMENT. HE NOTED ALSO THAT NEITHER THE SHIP NOR THE COMPANY WHICH IS REPORTED TO OWN AND OPERATE THE APOLLO IS REGISTERED IN THE UNITED STATES".

"CARIBBEAN CONTACT" SUBSEQUENTLY PUBLISHED A STORY ON SEPTEMBER 8 HEADLINED : "ALLEGATIONS OF CIA CONNECTIONS, BUT ... U.S. ENVOY SAYS: "NO LINK WITH APOLLO".

J. I HAVE NOT RECEIVED ANY INDICATIONS HERE THAT THE ATTITUDE OF THE GOVERNMENT OF TRINIDAD AND TOBAGO TOWARD THE YACHT APOLLO HAS IN ANY WAY BEEN INFLUENCED BY ANY AMERICAN OFFICIAL. TO MY KNOWLEDGE, THE APOLLO HAS NOT BEEN PROHIBITED FROM MAKING PORT CALLS IN TRINIDAD AND TOBAGO. BY THE END OF THE SHIP'S SECOND VISIT THIS YEAR, HOWEVER, THE APOLLO HAD DEFINITELY EXCEEDED ITS WELCOME IN THE MINDS OF MANY PROMINENT TRINIDADINAS AND THE LOCAL PRESS REPORTED ON AUGUST 14, 1975, THAT THE SHIP WILL HENCEFORTH BE REQUIRED TO OBTAIN PERMISSION OF THE MINISTRY OF NATIONAL SECURITY (UNDER WHOSE JURISDICTION THE IMMIGRATION DEPARTMENT LIES). A SOURCE IN THE MINISTRY WAS QUOTED AS SAYING: WE ARE VERY MUCH CONCERNED ABOUT THE FREQUENT VISITS OF THE YACHT AND IF THEY SHOULD TRY TO COME TO TRINIDAD AGAIN PERMISSION WOULD HAVE TO BE SOUGHT

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FOR THEIR ENTRY". I AM NOT AWARE WHETHER THE APOLLO HAS SUBSEQUENTLY SOUGHT SUCH PERMISSION AND BEEN DENIED. AT NO TIME HAS THE MINISTRY'S REPORTED DECISION BEEN DISCUSSED WITH ANY OFFICER OF THIS EMBASSY.

K. THE ABOVE NEWS FOLLOWED SHORTLY AFTER PRESS REPORTS WERE PUBLISHED HERE TO THE EFFECT THAT THE GOVERNMENT OF BARBADOS HAD BANNED THE APOLLO, BUT A TRINIDAD AND TOBAGO MINISTRY OF NATIONAL SECURITY SPOKESMAN WAS QUOTED IN THE PRESS AS INSISTING THAT THE TRINIDAD ACTION HAD NO CONNECTION WITH THE BARBADOS MOVE.

L. THERE HAVE BEEN NO FURTHER DEVELOPMENTS HERE RELATING TO THE APOLLO OR THE CHURCH OF SCIENTOLOGY OF WHICH I AM AWARE. SINCE NEITHER THE SHIP NOR OPERATION AND TRANSPORT CORP., LTD., WERE UNITED STATES ENTITIES AND NEITHER SOUGHT THE ASSISTANCE OF THE EMBASSY, I HAVE DIRECTED NO ENQUIRIES TO THE TRINIDAD AND TOBAGO GOVERNMENT TO CLARIFY THE SITUATION. I KNOW OF NO ALLEGATIONS OF CRIMINAL ACTIVITY WHILE THE APOLLO WAS IN TRINIDAD AND INDEED AM AWARE OF NOTHING WHICH WOULD POINT TO WRONGDOING, ALTHOUGH LABOR UNIONS HAVE CHARGED TECHNICAL VIOLATION OF THIS COUNTRY'S STRICT FOREIGN WORK PERMIT REGULATIONS BY THE PERFORMING TROUPE. ON THE BASIS ONLY OF INDIRECT EVIDENCE, IT APPEARS SIMPLY THAT OFFICIALS OF THE TRINIDAD AND TOBAGO GOVERNMENT HAVE BECOME CAUTIOUS ABOUT LENDING THE FACILITIES OF THEIR PORT TO THIS SHIP WHOSE PURPOSES AND REAL OPERATIONS ARE SO CAREFULLY SCREENED BY ITS PEOPLE. THE MODUS OPERANDI OF THE SHIP RAISED QUESTIONS IN THE MINDS OF MANY TRINIDADIAN WHICH THE LIMITED EXPLANATIONS OF APOLLO SPONSORS HAVE DONE LITTLE THUS FAR TO ALLAY.

M. I AM UNAWARE OF ANY ORDER BY THE TRINIDAD AND TOBAGO GOVERNMENT FOR THE YACHT APOLLO TO DEPART ON AUGUST 5, 1975, AND NO SUCH ORDER HAS TO MY KNOWLEDGE EVER BEEN ALLEGED LOCALLY IN OFFICIAL STATEMENTS OR CONVERSATION. MY FIRST KNOWLEDGE OF ANY ALLEGATION TO THIS EFFECT WAS THAT CONTAINED IN THE CHARGES OF THE PLAINTIFF IN THE SUIT FOR WHICH THIS AFFIDAVIT HAS BEEN PREPARED. THE PLAINTIFF'S CHARGES WERE FIRST COMMUNICATED TO ME BY THE DEPARTMENT OF STATE ON DECEMBER 5, 1975 AND I HAVE NOT DISCUSSED THEM WITH ANY CITIZEN OF TRINIDAD AND TOBAGO.

3. TEXT OF SECOND AFFIDAVIT FOLLOWS (LETTERED NUMBERING UNCLASSIFIED

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OF PARAGRAPHS ABSENT IN ORIGINAL):

A. MY NAME IS JO-ANN LYON, I AM A CITIZEN OF TRINIDAD AND TOBAGO AND AN EMPLOYEE OF THE EMBASSY OF THE UNITED STATES OF AMERICA IN PORT OF SPAIN, TRINIDAD, WHERE MY POSITION IS SENIOR VISA CLERK IN THE CONSULAR SECTION.

B. DURING MAY 1975, AND I BELIEVE ON SUNDAY, MAY 25, ALTHOUGH I AM NOT ABSOLUTELY CERTAIN OF THIS DATE, I WENT WITH SEVERAL TRINIDADIAN FRIENDS AND VISITED THE PIER WHERE THE YACHT APOLLO WAS BERTHED. SOME DAYS PREVIOUSLY THE APOLLO HAD ADVERTISED PUBLIC VISITING ABOARD THE SHIP, AND ALTHOUGH WE HAD MISSED THE DESIGNATED DAY, WE HOPED TO BE ALLOWED

TO VISIT ABOARD THE YACHT. OUR INTERESTS WERE PURELY PERSONAL AND IT HAD NOT BEEN SUGGESTED BY ANY OFFICER OF THE AMERICAN EMBASSY THAT I VISIT THE SHIP AND I WAS NOT DOING SO IN CONNECTION WITH MY EMPLOYMENT AT THE EMBASSY.

C. WE WERE INITIALLY NOT PERMITTED TO BOARD THE YACHT AS WE HAD HOPED, BUT WHILE AWAITING THE FINAL DECISION I FELL TO TALKING WITH THE YOUNG MAN OF THE APOLLO WHO WAS CONTROLLING ACCESS AT THE GANGWAY. THINKING HE WAS AN AMERICAN, I ASKED HIM WHERE HE WAS FROM. HE STATED CATEGORICALLY HE WAS CANADIAN. WE WERE THEN TAKEN FOR A QUICK VISIT OF THE PILOT HOUSE., A FEW DAYS LATER AT THE EMBASSY I MET THIS SAME YOUNG MAN FROM THE APOLLO. THIS TIME HE WAS SEEKING PASSPORT SERVICES AS AN AMERICAN CITIZEN. I DO NOT REMEMBER HIS NAME, BUT HIS FACE WAS UNMISTAKEABLE AND IT WAS APPARENT TO ME THAT HE REMEMBERED OUR MEETING AT THE SHIP AND GREETED ME IN THAT CONNECTION. WHILE NO LAWS WERE BROKEN, I NATURALLY WONDERED AT THE PREVIOUS LACK OF CANDOR IN THIS YOUNG MAN WISHING NOT TO BE IDENTIFIED AS AN AMERICAN.

RICH

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06 JUL 2006

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